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9 Amazon.com, Inc. and Borders Group, Inc.

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13
14 SBJ IP HOLDINGS 1, LLC.,

15 Plaintiff,

16 v.

17 NETFLIX, INC., AMAZON.COM, INC.,
18 and BORDERS GROUP, INC.,

19 Defendant.
20
21

Case No. 3:08-mc-80109 SI

(U.S.D.C. Eastern District of Texas)

CERTIFICATE OF SERVICE

Date: July 18, 2008

Time: 9:00 a.m.

Dept.: Courtroom 10, 19th floor

Judge: The Honorable Susan Illston

22 The undersigned declares as follows:

23 I am a citizen of the United States and employed in Santa Clara County, State of
24 California. I am over the age of eighteen years and not a party to the within-entitled action. My
25 business address is Fenwick & West LLP, Silicon Valley Center, 801 California Street, Mountain
26 View, California 94041. On the date set forth below, I served a copy of the following
27 document(s):
28

1. [CONFIDENTIAL-FILED UNDER SEAL] DEFENDANTS' NOTICE OF MOTION AND MOTION TO COMPEL NON-PARTY VIGNETTE CORPORATION'S COMPLIANCE WITH REQUEST NO. 6 OF SUBPOENA *DUCES TECUM*;
2. [CONFIDENTIAL-FILED UNDER SEAL] DECLARATION OF RYAN TYZ IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL NON-PARTY VIGNETTE CORPORATION'S COMPLIANCE WITH SUBPOENA *DUCES TECUM*;
3. [CONFIDENTIAL- FILED UNDER SEAL] EXHIBIT 2 TO THE DECLARATION OF RYAN TYZ IN SUPPORT OF DEFENDANTS' MOTION TO COMPEL NON-PARTY VIGNETTE CORPORATION'S COMPLIANCE WITH SUBPOENA *DUCES TECUM*
4. EXHIBITS 1, 3, 4, 5, 6, 7, 8;
5. [PROPOSED] ORDER GRANTING MOTION TO COMPEL;
6. ADMINISTRATIVE REQUEST TO FILE UNDER SEAL; and
7. [PROPOSED] ORDER GRANTING DEFENDANTS' ADMINISTRATIVE REQUEST TO FILE UNDER SEAL.

on the interested parties in the subject action by placing a true copy thereof as indicated below, addressed as follows:

Susan Ayers Baker Botts L.L.P. 1500 San Jacinto Center 98 San Jacinto Boulevard Austin, TX 78701 Tel: 512-322-2500 Fax: 512-322-2501 Sue.ayers@bakerbottscom	Eric Manchin, Esq. Kaeske Law Firm 1301 W. 25 th Street, Suite 406 Austin, TX 78705 Tel: 512-366-7300 Fax: 512-366-7767 emanchin@kaeskelaw.com
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- ☒ **BY US MAIL:** by placing the document(s) listed above in a sealed envelope for collection and mailing following our ordinary business practices. I am readily familiar with our ordinary business practices for collecting and processing mail for the United States Postal Service, and mail that I place for collection and processing is regularly deposited with the United States Postal Service that same day with postage prepaid.
- ☐ **BY OVERNIGHT COURIER:** by placing the document(s) listed above in a sealed envelope with a prepaid shipping label for express delivery and causing such envelope to be transmitted to an overnight delivery service for delivery by the next business day in the ordinary course of business.

☐ **BY FACSIMILE:** by causing to be transmitted via facsimile the document(s) listed above to the addressee(s) at the facsimile number(s) set forth above.

☒ **BY E-MAIL:** by causing to be transmitted via e-mail the document(s) listed above to the addressee(s) at the e-mail address(es) listed above.

☐ **BY PERSONAL DELIVERY:** by causing to be personally delivered the document(s) listed above to the addressee(s) at the address(es) set forth above.

I declare under penalty of perjury that the above is true and correct.

Date: this 13th day of June, 2008

_____/s/ Ryan Tyz
Ryan Tyz

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW